



General Assembly

January Session, 2001

Amendment

LCO No. 7351

Offered by:
REP. STRATTON, 17th Dist.

To: Subst. House Bill No. 6954

File No. 726

Cal. No. 251

(As Amended)

**"AN ACT CONCERNING THE PROTECTION OF CONNECTICUT'S
AQUACULTURE INDUSTRY."**

1 Strike section 2 in its entirety and insert the following in lieu thereof:

2 "Sec. 2. Subsection (a) of section 16-50p of the general statutes is
3 repealed and the following is substituted in lieu thereof:

4 (a) In a certification proceeding, the council shall render a decision
5 upon the record either granting or denying the application as filed, or
6 granting it upon such terms, conditions, limitations or modifications of
7 the construction or operation of the facility as the council may deem
8 appropriate. The council's decision shall be rendered within twelve
9 months of the filing of an application concerning a facility described in
10 subdivision (1) or (2) of subsection (a) of section 16-50i or subdivision
11 (4) of said subsection (a) if the application was incorporated in an
12 application concerning a facility described in subdivision (1) of said
13 subsection (a), and within one hundred eighty days of the filing of any

14 other application concerning a facility described in subdivision (4) of
15 said subsection (a), and an application concerning a facility described
16 in subdivision (3), (5) or (6) of said subsection (a), provided such time
17 periods may be extended by the council by not more than one hundred
18 eighty days with the consent of the applicant. The council shall file,
19 with its order, an opinion stating in full its reasons for the decision.
20 Except as provided in subsection (c) of this section, the council shall
21 not grant a certificate, either as proposed or as modified by the council,
22 unless it shall find and determine: (1) A public need for the facility and
23 the basis of the need; (2) the nature of the probable environmental
24 impact, including a specification of every significant adverse effect,
25 whether alone or cumulatively with other effects, on, and conflict with
26 the policies of the state concerning, the natural environment, ecological
27 balance, public health and safety, scenic, historic and recreational
28 values, forests and parks, air and water purity and fish, aquaculture
29 and wildlife; (3) why the adverse effects or conflicts referred to in
30 subdivision (2) of this subsection are not sufficient reason to deny the
31 application; (4) in the case of an electric transmission line, (A) what
32 part, if any, of the facility shall be located overhead, (B) that the facility
33 conforms to a long-range plan for expansion of the electric power grid
34 of the electric systems serving the state and interconnected utility
35 systems and will serve the interests of electric system economy and
36 reliability, and (C) that the overhead portions of the facility, if any, are
37 cost effective and the most appropriate alternative based on a life-cycle
38 cost analysis of the facility and underground alternatives to such
39 facility, and are consistent with the purposes of this chapter, with such
40 regulations as the council may adopt pursuant to subsection (a) of
41 section 16-50t, and with the Federal Power Commission "Guidelines
42 for the Protection of Natural Historic Scenic and Recreational Values in
43 the Design and Location of Rights-of-Way and Transmission Facilities"
44 or any successor guidelines and any other applicable federal
45 guidelines; (5) in the case of an electric or fuel transmission line, that
46 the location of the line will not pose an undue hazard to persons or
47 property along the area traversed by the line. The terms of any
48 agreement entered into by the applicant and any party to the

49 certification proceeding, or any third party, in connection with the
50 construction or operation of the facility, shall be part of the record of
51 the proceedings and available for public inspection. The full text of any
52 such agreement, and a statement of any consideration therefor, if not
53 contained in the agreement, shall be filed with the council prior to the
54 council's decision. This provision shall not require the public
55 disclosure of proprietary information or trade secrets."